

REMARKS

Claims 1, 2, 4-15 (as dependent from claim 1), 22, 24-26, and 28 stand rejected for double patenting under 35 U.S.C. § 101. Claims 1, 2, 22, 26, and 28 have been cancelled without prejudice. Additionally, claims 4, 9, 10, and 15 have been amended such that claims 4-15 no longer depend from claim 1, and claims 24 and 25 have been amended such that the claims no longer depend from claim 22. Thus the rejection is rendered moot.

Claims 3, 4-5 (as dependant from claim 3), 16-21, 23, 24-25 (as dependant from claim 23), 27, and 29 stand rejected on grounds of non-statutory obviousness-type double patenting. That is, the examiner asserts that these claims are not patently distinct from claims 3-21, 23-27, and 29 of U.S. Patent No. 6,754,806. Accordingly, Applicants file herewith a Terminal Disclaimer to Obviate a Double Patenting Rejection Over a "Prior" Patent. For this reason, applicant respectfully requests withdrawal of the non-statutory double patenting rejection.

For all of the foregoing reasons, Applicant submits that this Application is in condition for allowance, which is respectfully requested. The Examiner is invited to contact the undersigned attorney if an interview would expedite prosecution.

Respectfully submitted,

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